

**AMENDMENT CHART**  
for Special Order of 5/3/2011

Updated: 5/03/2011 09:59 AM

#	SPONSOR	DESCRIPTION
CS/SB 142	Commerce and Tourism, Richter	Negligence - Defines the terms "accident," "negligence action," and "products liability action." Requires the trier of fact to consider the fault of all persons who contributed to an accident when apportioning damages in a products liability action alleging an enhanced injury. Requires the jury instructions to apportion certain fault in a products liability action. Provides legislative intent to overrule a judicial opinion. Provides a legislative finding that fault should be apportioned among all responsible persons in a products liability action, etc.
591225	Gaetz	The amendment provides that in a products liability case where the claimant alleges that the injuries received in a motor vehicle accident were greater because of a defective product (crashworthiness case), the trier of fact shall consider only the fault of the persons responsible for the accident in regards to the injuries directly caused by the accident and consider only the fault of the persons responsible for the defective product in regard to injuries directly caused by the product. If the trier of fact cannot distinguish between the injuries, the trier of fact must consider the fault of all involved and apportion liability between them. The amendment also exempts first responders from comparative fault.

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#	SPONSOR	DESCRIPTION
CS/SB 670	Judiciary, Joyner	Powers of Attorney - Provides for a durable power of attorney. Specifies the qualifications for an agent. Provides requirements for the execution of a power of attorney. Provides for the validity of powers of attorney created by a certain date or in another jurisdiction. Provides for the validity of a military power of attorney. Provides for the validity of a photocopy or electronic copy of a power of attorney. Provides for the meaning and effectiveness of a power of attorney, etc.

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#	SPONSOR	DESCRIPTION
CS/SB 926	Commerce and Tourism, Storms	Liability/Employers of Developmentally Disabled - Provides that an employer, under certain circumstances, is not liable for the acts or omissions of an employee who is a person with a developmental disability. Provides that a supported employment service provider that provides or has provided supported employment services to a person with a developmental disability is not liable for the actions or conduct of the person occurring within the scope of the person's employment. Defines the terms "developmental disability" and "supported employment service provider." Provides for application of the act.

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#	SPONSOR	DESCRIPTION
CS/SB 650	Regulated Industries, Jones	Mobile Home Park Lot Tenancies - Provides for local code and ordinance violations to be cited to the responsible party. Prohibits liens, penalties, fines, or other administrative or civil proceedings against one party or that party's property for a duty or responsibility of the other party. Revises procedures for mobile home owners being provided eviction notice due to a change in use of the land comprising the mobile home park or the portion thereof from which mobile homes are to be evicted, etc.

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#	SPONSOR	DESCRIPTION
CS/CS/SB 170	Budget Subcommittee on Criminal and Civil Justice Appropriations, Judiciary, Bennett	Electronic Filing and Receipt of Court Documents - Requires each state attorney and public defender to electronically file court documents with the clerk of the court and receive court documents from the clerk of the court. Requires the Florida Prosecuting Attorneys Association and the Florida Public Defender Association report to the President of the Senate and the Speaker of the House of Representatives by a specified date on the progress made to use the Florida Courts E-Portal system or the clerks' offices portals to electronically file and receive court documents, etc.

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#	SPONSOR	DESCRIPTION
CS/CS/SB 1196	Commerce and Tourism, Regulated Industries, Bogdanoff	Construction Liens - Specifies that a lessor's interest in property is not subject to a construction lien for improvements made by a lessee if certain documents containing specific information and meeting certain criteria are recorded in the official records of the county before the recording of a notice of commencement. Authorizes certain contractors and lienors to demand that a lessor serve verified copies of a lease prohibiting liability for improvements made by a lessee, etc.

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#	SPONSOR	DESCRIPTION
SB 1142	Dockery	Adverse Possession - Specifies that occupation and maintenance of property satisfies the requirements for possession for purposes of gaining title to property via adverse possession without color of title. Requires that the property appraiser add certain information related to the adverse possession claim to the parcel information on the tax roll and prescribing conditions for removal of that information. Excludes property subject to adverse possession claims without color of title from provisions authorizing the tax collector not to send a tax notice for minimum tax bills, etc.

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#	SPONSOR	DESCRIPTION
CS/SB 844	Budget, Benacquisto	Violations/Probation/Community Control/Widman Act - Creates the "Officer Andrew Widman Act." Authorizes a judge, after making a certain finding, to issue a warrant for the arrest of a probationer or offender who has violated the terms of probation or community control. Authorizes the court to commit or release the probationer or offender under certain circumstances. Authorizing the court, in determining whether to require or set the amount of bail, to consider the likelihood that the person will be imprisoned for the violation of probation or community control, etc.



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#	SPONSOR	DESCRIPTION
CS/CS/SB 234	Rules, Criminal Justice, Evers	Firearms - Provides that a person who is licensed to carry a concealed firearm is not in violation of law if the firearm is briefly and openly displayed under certain circumstances. Allows the Division of Licensing of the DOACS to take fingerprints from concealed carry license applicants. Provides that a person may not openly carry a weapon or firearm or carry a concealed weapon or firearm into specified locations. Provides that concealed carry licensees shall not be prohibited from carrying or storing a firearm in a vehicle for lawful purposes, etc.

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#	SPONSOR	DESCRIPTION
SB 344	Rich	Animal Cruelty - Provides definitions. Prohibits specified activities with an animal. Prohibits specified related activities. Provides penalties. Provides that the act does not apply to certain husbandry, conformation judging, and veterinary practices.

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#	SPONSOR	DESCRIPTION
CS/SB 618	Criminal Justice, Evers	Juvenile Justice - Repeals provisions relating to legislative intent for serious or habitual juvenile offenders in the juvenile justice system, definitions of terms for a training school and the serious or habitual juvenile offender program, the serious or habitual juvenile offender program in the juvenile justice system, the intensive residential treatment program for offenders less than 13 year of age, and the designation of persons holding law enforcement certification within the Office of the Inspector General to act as law enforcement officers, etc.

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#	SPONSOR	DESCRIPTION
CS/CS/SB 1346	Children, Families, and Elder Affairs, Commerce and Tourism, Commerce and Tourism	Obsolete References and Programs - Removes an obsolete reference to the Department of Commerce and the Department of Labor and Employment Security. Updates a reference to the Department of Commerce to refer instead to the Office of Tourism, Trade, and Economic Development. Repeals provisions relating to agreements of the Department of Labor and Employment Security with county tax collectors. Repeals provisions relating to child abuse prevention training in the district school system, etc.
262047	Gaetz	The amendment requires a member of a labor organization to provide a written authorization to the organization to use the member's dues for election-related expenditures.

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#	SPONSOR	DESCRIPTION
CS/CS/SB 1150	Governmental Oversight and Accountability, Transportation, Latvala	Department of Highway Safety and Motor Vehicles - Specifies that the executive director of the department serves at the pleasure of the Governor and Cabinet. Creates a Division of Motorist Services within the department. Provides that certain traffic citations may not be issued or prosecuted unless a law enforcement officer used an electrical, mechanical, or other speed-calculating device that has been tested and approved, etc.
829961	Sands	The amendment provides for an additional voluntary contribution on driver's license applications and renewals for the Disabled American Veterans. 2R - LF - 2/3 vote for adoption
016791	Boyd	<p>The amendment provides additional requirements for the contents of a Florida Traffic Crash Reports. The amendment requires the Long Form to include the date, time, and location of the crash, a description of the vehicles involved, the names and addresses of the parties involved, the names and addresses of witnesses, the name, badge number, and law enforcement agency of the investigating officer, the names of the insurance companies for the respective parties in the crash, and the names and passengers in all vehicles involved in the crash, each clearly identified as being a passenger, including the identification of the vehicle in which each was a passenger. The amendment also requires these same items to be included in the Short Form, except the last item regarding each passenger's identification and the vehicle in which the passenger was travelling.</p> <p>Current law requires the form to be completed when a crash resulted in death or personal injury, involved a crash resulting in damage to the vehicle or other property, involved a violation of s. 316.193, F.S. (driving under the influence), or in which a vehicle was rendered inoperative to a degree that a wrecker was required to move the vehicle from traffic.</p> <p>The amendment provides that the Long Form must be completed by the law enforcement officer in two additional circumstances: when the officer is investigating a crash that resulted in any indication of complaints of pain or discomfort by any of the parties or passengers involved in the crash, or when the officer is investigating a crash that involved one or more passengers other than the drivers of the vehicles, in any of the vehicles involved in the crash.</p> <p>The amendment clarifies that short form crash reports prepared by a law enforcement officer must be maintained by the officer's agency. The amendment also provides that the investigating officer may testify at trial or provide a signed affidavit to confirm or supplement the information included on the long-form or short-form report.</p>

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#	SPONSOR	DESCRIPTION
012137	Gaetz	The amendment repeals sections of Ch. 316, Florida Statutes, relating to traffic infraction detectors, or 'red light cameras.'
162081	Albritton	In addition to a number of technical and clarifying changes, the amendment merges two DHSMV divisions into one; provides that for-hire vehicles are not responsible for providing child restraints; provides that a dealer of farm or industrial equipment need not be certified as a recovery agent in certain circumstances; provides that third-party Driver Improvement School curricula must include the dangers of distracted driving; allows HSMV to use electronic methods for issuing titles and to use e-mail for notifications; creates a bonded-title program; creates a pilot program to test alternative plate technologies on state-owned cars; prohibits alteration of temporary license plates; creates a Combat Infantry Badge special use plate; allows international visitors to drive using an International Driving Permit; provides that salvage-vehicle dealers are exempt from certain insurance requirements; allows HSMV to retain the "first proceeds" of certain charitable contributions; creates a Specialty Driver's License program; requires HSMV to perform a feasibility study on creating an "electronic verification system" for use by the private sector to determine if driver's licenses or ID cards are authentic; creates the Go Green specialty license plate and modifies the corporate names of two existing corporate license plates; requires renewal applicants for handicapped placards to appear in person, with exceptions; provides that certain mobility-impaired persons may temporarily leave a sidewalk and enter the roadway to avoid conflicts; provides that traffic offenders may request a hearing within 180 days after the date of a violation; and contains road designations.
430843/AA to 162081	Steinberg	The amendment to the amendment provides that child restraints must be provided for all children 7 or younger and less than 4 feet 9 inches. The amendment provides exceptions from this requirement for children being transported in certain emergency circumstances, and the requirements do not apply to certain large passenger vehicles (those designated to accomodate 10 or more persons). The amendment proves that, for the period of time between July 1, 2011 and July 1, 2012, law enforcement officers shall issue warnings in lieu of citations, for violations of these provisions.
884051/AA to 162081	Albritton	Requires the Department of Highway Safety and Motor Vehicles to issue or renew identification cards to homeless persons at no charge.

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#	SPONSOR	DESCRIPTION
<b>360779/AA to 162081</b>	Boyd	<p>The amendment provides additional requirements for the contents of a Florida Traffic Crash Report, Long Form. The amendment requires the Long Form to include the date, time, and location of the crash, a description of the vehicles involved, the names and addresses of the parties involved, the names and addresses of witnesses, the name, badge number, and law enforcement agency of the investigating officer, the names of the insurance companies for the respective parties in the crash, and the names and passengers in all vehicles involved in the crash, each clearly identified as being a passenger, including the identification of the vehicle in which each was a passenger. The amendment also requires these same items to be included in the Short Form, except the last item regarding each passenger's identification and the vehicle in which the passenger was travelling.</p> <p>Current law requires the form to be completed when a crash resulted in death or personal injury, involved a crash resulting in damage to the vehicle or other property, involved a violation of s. 316.193, F.S. (driving under the influence), or in which a vehicle was rendered inoperative to a degree that a wrecker was required to move the vehicle from traffic.</p> <p>The amendment provides that the Long Form must be completed by the law enforcement officer in two additional circumstances: when the officer is investigating a crash that resulted in any indication of complaints of pain or discomfort by any of the parties or passengers involved in the crash, or when the officer is investigating a crash that involved one or more passengers other than the drivers of the vehicles, in any of the vehicles involved in the crash.</p> <p>The amendment clarifies that short form crash reports prepared by a law enforcement officer must be maintained by the officer's agency. The amendment also provides that the investigating officer may testify at trial or provide a signed affidavit to confirm or supplement the information included on the long-form or short-form report.</p>
<b>764997/AA to 162081</b>	Clemens	<p>This amendment creates new prohibitions defining 'road rage' and creating additional penalties for failure to move right when being overtaken by traffic. It creates a new penalty for 'aggressive careless driving,' and provides for the distribution of fines relateds to aggressive careless driving.</p>

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#	SPONSOR	DESCRIPTION
165875/AA to 162081	Corcoran	<p>This amendment requires the Department of Highway Safety and Motor Vehicles, a municipality, or a county to request the Department of Transportation to perform a safety hazard study to determine if installation of a traffic infraction detector is warranted for that intersection.</p> <p>The amendment requires the safety hazard study to determine whether the intersection has a statistically disproportionate number of crashes compared to similar intersections in the municipality or county. The amendment also prohibits traffic infraction detectors from issuing violations committed by motor vehicles making a right-hand turn or making a left turn from a one-way street on to a one-way street.</p>
735831/SA to 162081	Steinberg	<p>The substitute amendment to the strike-all amendment adds that effective July 1, 2012, children through age 7 and less than 4 feet 9 inches must be in child restraints in a motor vehicle. The amendment provides exceptions and allows law enforcement to issue verbal warnings and give educational literature from July 1, 2011, through July 1, 2012.</p>



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#	SPONSOR	DESCRIPTION
CS/SB 960	Environmental Preservation and Conservation, Bennett	Liquefied Petroleum Gas - Prohibits the Department of Agriculture and Consumer Services and other state agencies from requiring compliance with certain national standards for liquefied petroleum gas tanks unless the department or agencies require compliance with a specified edition of the national standards. Provides for future expiration of such requirements. Revises the term "propane" for purposes of the Florida Propane Gas Education, Safety, and Research Act, to incorporate changes to certain national standards in a reference thereto.

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#	SPONSOR	DESCRIPTION
CS/SB 478	Budget Subcommittee on Finance and Tax, Thrasher	Property Taxation - Tolls the expiration period of a tax certificate and the statute of limitations relating to proceedings involving tax lien certificates or tax deeds during the period of an intervening bankruptcy. Revises, updates, and consolidates provisions of ch. 197, F.S., relating to definitions, tax collectors, lien of taxes, returns and assessments, unpaid or omitted taxes, discounts, interest rates, Department of Revenue responsibilities, tax bills, judicial sales, prepayment of taxes, etc.

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#	SPONSOR	DESCRIPTION
CS/SJR 958	Budget Subcommittee on Finance and Tax, Budget Subcommittee on Finance and Tax	State Revenue Limitation - Proposes amendments to the State Constitution to replace the existing state revenue limitation with a new state revenue limitation based on inflation and population changes.

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#	SPONSOR	DESCRIPTION
CS/CS/CS/S B 88	Governmental Oversight and Accountability, Judiciary, Community Affairs, Gaetz	Public Employee Compensation - Revises provisions relating to the prohibition against the payment of extra compensation. Requires contracts that provide for severance pay to include certain provisions after a certain date. Allows for severance pay under specified circumstances. Deletes a provision that allows a municipality to pay extra compensation. Repeals provisions relating to a prohibition against severance pay for officers or employees of water management districts, etc.

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#	SPONSOR	DESCRIPTION
SB 298	Alexander	Municipal Governing Body Meetings - Authorizes the governing bodies of certain municipalities to hold meetings within specified boundaries.

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#	SPONSOR	DESCRIPTION
SB 462	Latvala	Beverage Law - Exempts performance arts centers from obtaining approval from the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation of volunteer officers or directors of the performing arts center or of changes in such positions.

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#	SPONSOR	DESCRIPTION
CS/CS/SB 512	Budget, Environmental Preservation and Conservation, Negron	Vessels - Revises penalty provisions for the violation of navigation rules. Provides that a violation resulting in serious bodily injury or death is a second-degree misdemeanor. Provides that a violation that does not constitute reckless operation of a vessel is a noncriminal violation. Provides an additional exemption from the requirement that certain persons possess a boating safety identification card while operating a motor vessel of a specified horsepower. Provides for increased penalties for certain noncriminal violations of navigation rules, etc.

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#	SPONSOR	DESCRIPTION
SB 330	Gaetz	Violations of the Florida Election Code - Provides that a candidate who, in a primary or other election, falsely represents that he or she served or is currently serving in the military, commits a violation of the Florida Election Code. Requires that the commission adopt rules to provide for an expedited hearing for complaints filed with the commission. Requires that the Director of the Division of Administrative Hearings assign an administrative law judge to provide an expedited hearing in certain cases, etc.



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#	SPONSOR	DESCRIPTION
CS/CS/SB 1128	Budget, Governmental Oversight and Accountability, Ring	Public Retirement Plans - Provides for the calculation of local government retirement benefits after a certain date. Requires the Department of Management Services to provide a fact sheet on each local plan. Deletes a limitation on the justification for approving an increase in member contributions. Provides a prohibition on the use of certain compensation for calculating retirement benefits. Directs the Department of Financial Services to develop a plan for rating the financial strength of local government defined benefit plans, etc.

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#	SPONSOR	DESCRIPTION
CS/SB 444	Community Affairs, Bogdanoff	Scrutinized Companies - Prohibits a state agency or local governmental entity from contracting for goods and services of more than a certain amount with a company that is on the Scrutinized Companies with Activities in Sudan List or the Scrutinized Companies with Activities in the Iran Petroleum Energy Sector List. Provides for a contract provision that allows for termination of the contract if the company is found to have been placed on such list. Provides a statute of repose. Prohibits a private right of action, etc.

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#		SPONSOR	DESCRIPTION
SB 702	Flores	Umbilical Cord Blood Banking - Requires the Department of Health to post on its website certain resources and a website link to specified materials regarding umbilical cord blood banking. Requires the department to encourage certain health care providers to make available to their pregnant patients information related to umbilical cord blood banking. Provides that a health care provider or health care facility and its employees or agents are not liable for damages in a civil action, etc.	
219963	Núñez	SB 702 does not create a new statute, but creates a language that would only go into the Law of Florida. The amendment creates a section of the Florida Statutes. The amendment is technical in nature.	

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#	SPONSOR	DESCRIPTION
CS/SB 1992	Budget, Children, Families, and Elder Affairs	Background Screening - Provides that mental health personnel working in a facility licensed under ch. 395, F.S., who work on an intermittent basis for less than 15 hours per week of direct, face-to-face contact with patients are exempt from the fingerprinting and screening requirements. Adds law enforcement officers who have a good moral character to the list of professionals who are not required to be refingerprinted or rescreened. Requires the Board of Nursing to waive background screening requirements for certain certified nursing assistants, etc.

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#	SPONSOR	DESCRIPTION
CS/CS/SB 1366	Health Regulation, Child Welfare/Mental Health/Substance Abuse - Requires the DCFS, the DOH, the APD, the AHCA, community-based care lead agencies, managing Children, Families, entities, and agencies that have contracted with monitoring agents to adopt certain revised policies for the administrative monitoring of child welfare and Elder Affairs, service providers, mental health service providers, and substance abuse service providers. Limits the frequency of required administrative, licensure, and Storms programmatic monitoring for mental health service providers and substance abuse service providers that are accredited by specified entities, etc.	

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#	SPONSOR	DESCRIPTION
CS/SB 664	Judiciary, Benacquisto	Missing Person Investigations/Silver Alert - Provides that certain specified persons are immune from civil liability for damages for complying with the request to release Silver Alert information to appropriate agencies. Authorizes only the law enforcement agency having jurisdiction over a case to request that the Missing Endangered Persons Information Clearinghouse activate a state Silver Alert involving a missing adult who is suspected by a law enforcement agency of meeting the criteria for activation of the Silver Alert Plan, etc.

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#	SPONSOR	DESCRIPTION
CS/CS/SB 1312	Budget, Agriculture, Siplin	School Nutrition Programs - Cites this act as the "Healthy Schools for Healthy Lives Act." Transfers and reassigns functions and responsibilities, including records, personnel, property, and unexpended balances of appropriations and other resources for the administration of the school food and nutrition programs from the Department of Education to the Department of Agriculture and Consumer Services. Requires the Department of Agriculture and Consumer Services to conduct, supervise, and administer all school food and nutrition programs, etc.

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#	SPONSOR	DESCRIPTION
CS/SB 1884	Commerce and Tourism, Gaetz	Consumer Protection - Prohibits a post-transaction third-party seller from charging a consumer for a good or service sold over the Internet unless certain disclosures are made and the seller receives the informed consent of the consumer. Requires a post-transaction third-party seller to provide a simple mechanism for a consumer to cancel a purchase of a good or service and stop any recurring charges. Prohibits an initial merchant from disclosing certain account numbers of a consumer to a post-transaction third-party seller under certain circumstances, etc.



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#	SPONSOR	DESCRIPTION
SB 240	Joyner	Violations of Injunctions for Protection - Adds circumstances that violate an injunction for protection against repeat violence, sexual violence, or dating violence.

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#	SPONSOR	DESCRIPTION
CS/SB 224	Governmental Oversight and Accountability, Dean	Local Government Accountability - Amends provisions relating to the Legislative Auditing Committee to clarify when the Department of Community Affairs may institute procedures for declaring that a special district is inactive. Specifies the level of detail required for each fund in the sheriff's proposed budget. Authorizes certain municipalities to levy and collect special assessments to fund special security and crime prevention services and facilities, etc.

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#	SPONSOR	DESCRIPTION
SB 898	Bennett	Executive Office of the Governor - Abrogates the repeal of provisions governing the Florida Faith-based and Community-based Advisory Council. Requires the Office of State-Federal Relations to submit an annual report to the Governor and Legislature detailing its budget, personnel, and activities.

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#	SPONSOR	DESCRIPTION
CS/SJR 592	Budget, Bennett	Veteran's Property Tax Discount - Proposes amendments to the State Constitution to expand the availability of the property tax discount on the homesteads of veterans who became disabled as the result of a combat injury to veterans who were not Florida residents when they entered the military and to provide an effective date.

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#	SPONSOR	DESCRIPTION
CS/SB 504	Children, Families, and Elder Affairs, Bogdanoff	Child Visitation - Requires probable cause of sexual abuse in order to create a presumption of detriment. Provides that persons meeting specified criteria may not visit or have contact with a child without a hearing and court order. Revises requirements for a hearing seeking to rebut a presumption of detriment. Revises provisions relating to hearings on whether to prohibit or restrict visitation or other contact with the person who is alleged to have influenced a child's testimony, etc.